App. F. IX-4

Previous References

1937.3 (Geol)

File No. 77-82

Serial Nos.

Later References

In Preserve

(13)

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 70.

Part B for 1 1932.

SUBJECT.

Amendment to Rr. 17 of the mining Regulations.

2 G.490 & 19-6-33

In which may be noted that does not the existing law requires no amendment for the present.

K.

Serial No.

1 From the District Magistrate, Kolar District-
No J.1.C.1016/32-33 dated 13/4/33.

States that it was resolved by the Standing Committee in the Dt. Board meeting held at Kolar on the 10th and 11th January 1933 to recommend the amendment to Section 17 of the Mining Regulations in so far as notice to limit the mining area within 24 hours is concerned but that he agrees with the Special Dt. Surgeon of Police, K.G.F. who was consulted that the existing Section 17 should be kept untouched in the interests of the mining industry.

Subd. Whether the Chief Inspector of Mines may be consulted before the final disposal of the case is for orders. If this is not necessary the views expressed by the Dt. Magistrate, Kolar, may, perhaps be accepted.

GG 2. There is no proposal before Govt
21/4/33 to amend the Sec 17 of the Mines Regn
appear necessary.
No further action for the present. If approved the file will be sent to the L&G & P&M Branches if any recommendation to amend the Regn has been received there

4946
Mr BS
8/5

GG
20/4/33

L&G
WC
KO
5/5

3. No recommendation for the amendment of

NOTE—Contn. Sheet.

File No. of 193 . | General and Revenue Secretariat

Section 17 appears to have been received in the Legislative Dept. Submitted for orders.

PBS CB 20/5-22/5

The question amending Sec 17 of the Regn was considered some years ago & a draft bill was also prepared and placed before the H.S.— by the Protection Branch

Dept Sec) 23/5

May this be now transferred to the Protection Branch?

KP 23/5 Yes 23/5

Protection Br) KP 23/5

The question of amending S. 17 of the mines Regn was under consideration for a long time and was dropped owing to the large difference of opinion. The file pertaining thereto Legs 20-21 is herewith put up.

20-5-33 MSL

Legs 30-31. Nols-

OFFICE OF THE FIRST MEMBER 10067

An amending bill was introduced but it was dropped in view of opposition. The whole question was reconsidered & it was ordered in Aug 1931 that the question might be dropped for the present. An amendment of the section is not considered at present

Chief Secretary) (Secretary — Pol CE 27/5/33 Dewan 6/5/33 papers Mr 31/5/33 10 minute 3/6/33

DEWAN'S OFFICE 7026 4 JUN 1933

CHIEF SECRETARY 7 MAY 1933

Serial No.

This may be sent to L.S.G. Dte for information.

Dte 6/6/33 L.S.G. Dte
Note 8/6/33

Submitted for perusal. Refer para 4 hereof. Thereafter the file will be sent to the Development Branch.
9.6.33.

Yes
10/6

Development Branch
with Compliments
13/6.

Submitted with a draft for approval or other orders.
13/6/33

No. D. 6490/9 19. 6.33.
From Dt. Magte. Kolar
States that the existing land requires no amendment for the present.

No. D. 6491/9 19. 6.33
From Chief Inspector of Mines.
Forwarded for information.

TYPING SECTION
14. JUN. 1933
GENL. & REV SECTT.

GEN. & REV. SECRETARIAT
DEVELOPMENT BRANCH.

NOTE—Contn. Sheet.

Jeol 77-32-1

In all future correspondence please quote this
No J.1.C.1016/32-33
Encls. Six.

OFFICE OF THE DISTRICT MAGISTRATE,
KOLAR DISTRICT.

Dated, Kolar, the 13th April *193* 3.

4025 C

FROM

T. G. RAMA IYER, Esq., B.A.,
District Magistrate,
Kolar District.

CHIEF SECRETARY 15 APR. 1933

GEN. & R. DEVELOPMENT

TO

N. Madhava Rao, Esq., B.A., B.L.,
Chief Secretary to the Government of Mysore,
Bangalore.

SIR,

I have the honor to state that it was resolved by the standing Committee in the District Board meeting held at Kolar on the 10th and 11th January 1933 that a recommendation may be made to the Deputy Commissioner, requesting amendment to Section 17 of the Mining Regulation in so far as notice to quit the mining area within 24 hours is concerned. The District Board were also of opinion that amendment to Section 17 is necessary and the question may be referred to the Deputy Commissioner. The President, District Board, Kolar, thereupon sent for my information an extract from the proceedings of the Kolar District Board meeting held on the said dates. The Special District Superintendent of Police, K.G.F. who was asked to furnish his views in the matter has reported that it is necessary to continue the section as it is in the interests of the mining industry. A copy of his letter No.C.556 dated 7th April 1933 is submitted for the information of Government. I agree with the Special District Superintendent of Police, K.G.F. that the existing section should be left untouched as otherwise it would be difficult to check the criminal properties of so many undesirables who hover about in the mining area, particularly in the interests of gold industry.

Copies of reports and statements as per pherist received from the Special District Superintendent of Police with his letter referred to above are also submitted in original for the information of Government.

I have the honor to be,
Sir,
Your most obedient servant,

District Magistrate,
Kolar District.

L.S.R.

Letter No.C.556 dated 7th April 1933 from the Special Superintendent of Police, K.G.F. to the Deputy Commissioner, Kolar District.

With reference to your letter No.J.1.C.1016/32-33 dated 20th March 1933 forwarding the extract from the proceedings of the Kolar District Board meeting held on 10th and 11th January 1933 re amendment ~~of~~ to Section 17 of the Mining Regulation and calling for my views in the matter, I have the honor to state that the agitation for the amendment of this section is going on from the year 1914, during which period the section was amended by which the powers of issuing notices were taken away from the mining Superintendents and vested solely in the hands of Special Superintendent of Police.

Again the same subject was discussed during the preliminary meetings of the members of the Representative Assembly from the Kolar District in the years 1930 and 1932 and were vetoed in the meetings of the Deputy Commissioner, Kolar District, on the report of the Superintendent of Police, Kolar Gold Field.

This subject has again been brought this year by the District Board, Kolar District. From the report of the Inspector of Police Detective Department it could be seen that no hardship of any kind has been caused to any respectable citizen of Kolar Gold Fields. Only such of those whose presence in the Fields was a menace to the mining industry and who have absolutely no status or any other interest on the field have been expelled. Even in these cases, notices have been issued after thorough enquiry and after being fully satisfied that such a step was necessary. Even the Section itself does not contemplate any serious hardship on any body as it provides ample provision to go in appeal to the Deputy Commissioner. Besides the section empowers the Superintendent of Police to revise his orders and cancel such notices where he -- thinks that injustice and hardship has been caused.

Under such conditions, I submit that it is essential to continue the section as it is in the interest of the mining industry, as otherwise the very object of legislation will be frustrated. Even in big cities like Bombay and C & M Station,

Ban

Bangalore, they have similar legislations of their own and as such I submit that it is absolutely necessary to continue the section as it is.

Copies of reports and statements as per pherist are herein enclosed for kind perusal.

"Copy"

District Magistrate,
Kolar District.

L.S.R.

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P H E R I S T.

1. Report of the Asst. Superintendent of Police, Detective Department, K.G.F. dated 14-8-1930.

2. Statement showing the issue and cancellation of notices under section 17 of the Mysore Mines Regulation.

3. Report of the Inspector of Police, Detective Department dated 17-8-1932.

4. Statement showing the number of undesirable notices in force, at the commencement of the official year 1906-07, issued to locals and outsiders, cancelled balance on hand at the end of each official year showing separately the number served for gold smuggling and for other reasons.

5. List of undesirables served and cancelled who were residing in the villages, Robertsonpet and Andersonpet and who owns land and house property with particulars of the areas and reasons.

Submitted.

Reference:- Memo No. G.3510 of the 13th instant from the Special Superintendent of Police, K.G.F. forwarding R. A. subject No.29 regarding the working of the Section of the Mysore Mines Regulation.

Section 17 of the Mysore Mines Regulation as it originally stood was restricted in operation to persons living within the area of the 12 mines and 14 Government cooly colonies. When in 1914 the section was amended its operation was extended from time to time to the whole of the mining area and twelve other villages noted in the margin and these are villages where from a fairly large number of labourers come for work in the several mines. There are over seventy villages within the Sanitary Board area but the operation of the section is restricted at present only to the above mentioned villages as they are contiguous to the mining area and thus afford ample opportunities to steal or receive stolen mining materials.

1. Robertsonpet
2. Bornakuppam
3. Andersonpet
4. Borgaum Village.
5. Frank & Coy Lines
6. Krishnagiri lines
7. Appepalli
8. Belganpalli
9. Marikuppam
10. Gollapalli
11. Gonamakanahalli
12. Surapalli.

As regards the alleged hardship in the working of this section, it will be seen from the records connected with the issue of notices that almost all persons who have been served with notices are either labourers on the Mines or persons who on the plea of doing some petty business were living on the mines and subsequently convicted or strongly suspected of receiving stolen properties from the mines. In most cases the restrainst of a notice is generally imposed for particular areas and for short periods and as soon as the persons affected were found to have become harmless the notices have been cancelled.

It may also be mentioned that before action is taken under this section searching enquiries are made regarding the antecedents of the person concerned

and with a view to avoid unnecessary hardship in the working of the provisions of the said section a preliminary notice is also issued to him to show cause why a notice should not be served.

Herewith a statement showing the number of notices issued since 1906-07 and those cancelled. The fact that although the provisions of the section permit the District Magistrate to cancel such an order that there have been very few appeals to the District Magistrate in all these years and that is not even one of such appeals the parties have been able to get the order set aside clearly proves that the order is not passed on inadequate grounds.

It may also be noted that with a view to safeguard the health or safety of particular interests or of the public summary powers similar to those contained in the section in reference are vested in the administration heads of the Police in other places such as the C & M Station Bangalore and Bombay City (vide sections 24 & 28 of the C. & M. Station Police Law of 1927 and 27 of Bombay City Police, Act.

Sd/- M. K. Narasimhaiyangar,

Asst. Supdt of Police,
Kolar Gold Field.

14th August 30.

" Copy "

Sd/-

STATEMENT SHOWING THE ISSUE AND CANCELLATION OF NOTICES UNDER 17 OF THE MYSORE ARMS REGULATION.

Year	No. of notices issued.	No. of notices cancelled.
1906-07 ..	9	-
1907-08 ..	15	-
1908-09 ..	9	-
1909-10 ..	40 ..	4
1910-11 ..	24 ..	21
1911-12 ..	18 ..	4
1912-13 ..	13 ..	-
1913-14 ..	15 ..	3
1914-15 ..	16 ..	-
1915-16 ..	20 ..	1
1916-17 ..	12 ..	-
1917-18 ..	12 ..	-
1918-19 ..	15 ..	64
1919-20 ..	33 ..	10
1920-21 ..	9 ..	8
1921-22 ..	22 ..	8
1922-23 ..	14 ..	10
1923-24 ..	24 ..	3
1924-25 ..	33 ..	10
1925-26 ..	19 ..	27
1926-27 ..	10 ..	11
1927-28 ..	12 ..	3
1928-29 ..	11 ..	-
1929-30 ..	5 ..	25
	410	212 5 died

Note:- Of the notices in force only 70 extend to all the places notified by Govt. and the rest to one or more specified areas.

Sd/-M.V.Narasimhaingar,
Asst. Supdt of Police
14-8-30. Kolar Gold Fiel

" Copy "

Submitted. B

Reference:- Representative Assembly subject No. 13 re working of section 17 of the Mysore Mines Regulation and praying for amendment of the section.

Section 17 of the Mysore Mines Regulation as it originally stood was restricted in operation to persons living within the area of the 12 mines and 14 Government cooly colonies, when in 1914 the section was amended, its operation was extended from time to time to the whole of the mining area and 12 other villages noted in the margin and these are villages from where a fairly large number of villagers come for work in the several mines. Though there are 70 villages within the Sanitary Board area, the operation of this section is restricted at present only to villages noted in the margin as they contiguous to the mining area and thus afford ample opportunities to smugglers or receivers of mining material.

1. Robertsonpet.
2. Somakuppam
3. Andersonpet
4. Gorgaum Village.
5. Frank & Coy Lines
6. Krishnagiri lines
7. Appepalli
8. Belgonpalli
9. Marikuppam
10. Tollapalli
11. Gonamakanahalli
12. Surapalli.

As regards the alleged hardship, it will be seen from the records connected with the issue of notices that all most all persons who have been served with notices are either labourers on the mines or persons who on the plea of doing some petty business were living in the lines and subsequently convicted or strongly suspected or receivers of stolen property from the mines.

In most cases the restraint of a notice generally imposed for particular areas and for short periods and as soon as the persons affected were found to have become harmless, the notices have been cancelled. It may also be mentioned that before action is taken under this section searching enquiries are made regarding the antecedents of the persons concerned and with a view to avoid unnecessary hardship in the working of the provisions of the said section a preliminary

notice is also issued to him to show cause why a notice should not be served.

A statement is herewith submitted showing the number of notices served and local people who own lands from 1910-11 from which years the operation of section 17 was brought into force in the villages noted in the margin.

It will be seen from the statement that none of the persons on whom notices have been served, have been ousted from their houses but their movements are restricted to particular areas where they have no interest whatever.

It will also be seen from the statement that notices restricting persons to particular areas have not been unnecessarily kept for longer periods than absolutely necessary.

There is not a single case where action has been arbitrarily taken as suggested in the ' subject ' No.13 in which people have been made to leave their kith and kin and all that belong to them.

In the interest of the mining industry it is necessary that section 17 should remain as is in force now, as the order may as well be got cancelled by the Deputy Commissioner and there have been no such instance.

Similar subject was moved as subject No.29 in the year 1930 by Mr. Maddaiah and it has been replied.

Sd/- P. C. Krishna Iyengar,
Inspector of Police,
Detective Department.

17-8-32.

" Copy "

(10)

Statement showing the number of undesirable notices in force, at the commencement of the official year 1906-07, issued to locals and outsiders, cancelled, balance on hand at the end of each official year is given below showing separately the number served for gold smuggling and for other reasons.

Year	No. of notices in force.	Issued. Locals having lands.	Issued. Outsiders come for work.	Total	Cancelled.	On hand at the close of the year.	For. Gold smuggling.	For. Other reasons.
1906-07	-	-	9	9	-	9	3	6
1907-08	9	-	16	25	-	25	9	16
1908-09	25	-	9	34	-	34	12	22
1909-10	34	-	39	73	5	68	30	38
1910-11	68	1	20	89	21	68	30	38
1911-12	68	-	18	86	5	81	41	40
1912-13	81	-	12	93	-	93	46	47
1913-14	93	-	17	110	3	107	54	53
1914-15	107	-	16	123	-	123	70	53
1915-16	123	-	22	145	1	144	82	62
1916-17	144	1	11	156	-	156	89	67
1917-18	156	-	12	168	-	168	91	77
1918-19	168	-	16	184	69	115	50	65
1919-20	115	-	35	150	12	138	58	80
1920-21	138	-	6	144	9	135	58	77
1921-22	135	2	22	159	10	149	65	84
1922-23	149	1	14	164	11	153	70	83
1923-24	153	8	19	180	3	177	87	90
1924-25	177	2	40	219	11	208	110	98
1925-26	208	2	27	237	33	204	113	91
1926-27	204	-	13	217	11	206	114	92
1927-28	206	5	10	221	4	217	121	96
1928-29	217	-	16	233	-	233	129	104
1929-30	233	-	7	240	25	215	115	100
1930-31	215	-	9	224	13	211	106	105
1931-32	211	-	3	214	115	99	64	35

Note:- Notices on hand on 6-8-32, 99 of which 64 are for gold smuggling and 35 for other reasons.

Sd/- M.C.Krishna Iyengar,
Inspector of Police,
Detective Dept.

" Copy "

1927-28	386	Veerappa	Peddapalli	30-1-28	1	-	-	Whole area (since restricted to Balagaht & N-droog from 13-6-28	"	Yes
"	387	Venkatigadu	Yerranaganappli	23-2-28	1	-	-	--do-- from 3-6-28	"	Yes
"	388	Venkatappa	Pitchapalli	23-2-28	1	-	-	--do- from 3-6-28	"	Yes
"	389	Gangi	Peddapalli	23-2-28	1	-	-	-- do-	"	Yes (died since)
"	390	Gangi	Pitchapalli	23-2-28	1	-	-	--do--	"	Yes
Total. 19					8		11			

Only 11 local persons have notices now, only one of whom has a notice for the whole area.

Two have no property here and the other 9 have been permitted to stay at their villages.

Sd/- M. C. Krishna Iyengar,
Inspector of Police,
Detective Department.

" Copy "

LIST OF UNDESIRABLES SERVED AND CANCELLED WHO WERE RESIDING IN THE VILLAGES,ROBERTSONPET AND ANDERSONPET AND WHO OWNED LAND AND HOUSE PROPERTY WITH PARTICULARS OF THE AREAS AND BOUNDS.

Year	H.C.No.	Name	Residence	Date of issue	No,in force	Date of cancellation	No. cancelled.	Area	Reasons	Whether own. property.
1910-11	97	Gullappa & Munisami	Gattiragadapalli	20-7-10	-	16-10-31	1	Balaghat	Gold Carrier	Nil
1916-17	134	Lakshmamma	Model coolY colony Robertsonpet.	23-3-17	-	12-6-19	1	K.G.G.Kpet	Trouble some to mining employees	Nil
1921-22	82	Deveerappa	Karpanhalli	10-10-21	1	-	-	Balaghat Camp	Stealing mining material	Yes
1922-23	246	Syed Khader	Oorgaum Village	15-3-23	1	-	-	Whole area	K.D.commiting theft of mining material	No
1923-24	298	Chinnakannu	Robertsonpet	10-8-23	-	16-4-32	1	Robertsonpet	Rowdy	No
"	310	Abdulla,Tailor	Andersonpet	10-5-24	-	10-8-25	1	Whole area	Gold dealer	Yes
"	311	Abdul Rahiman	"	10-5-24	-	10-8-25	1	"	"	Yes
"	312	Md.Khasim	"	10-5-24	-	10-8-25	1	"	"	Yes
"	313	Abdul Karim	"	10-5-24	-	10-8-25	1	"	"	Yes
"	314	Abdul Gafoor	"	12-5-24	-	30-9-25	1	"	"	Yes
"	315	Abboo Baker	"	12-5-24	-	5-8-24	1	"	"	Yes
1924-25	352	Gowramma	Surapalli	5-4-25	1	-	-	Surapalli & Mining area	"	No
1925-26	288	Baravenkatappa	"	3-4-26	-	16-5-31	1	Whole area	"	Yes
	325	Venkatamma	"	28-3-26	-	9-4-28	1	"	"	Yes

Appendix F G—1]

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SUBJECT .....

.....

.....

Section Genl

File No. 77-32

Serial No. 7

Diary No. of letter replied to ....

No. W 6477

To

The Collector of Nagarhole, Kollegal.

Sir,

General and Revenue Secretariat

( )

the *193* .

With reference to your letter No. J.C. 1016/32-33 dated 13/4/33 re: amendment to Section 17 of the Mysore Municipalities Regulation, 1906, I am directed to state that Govt. agree with you that the existing law requires no amendment at present.

Date of issue 19/4/33

Signed by for Secretary to Government.

You also in Considering ~~if it is desirable to amend the Section 17 of the Municipalities Regulation, 1906~~

~~At present to amend the Section 17 of the Municipalities Regulation, 1906 is not desirable in the interest of the Municipalities~~

List of enclosures.....

W 6477

Copied by 19/4/33

Copy to the Chief Inspecting Officer for information.

B.O.

Examined by.....

for Secretary.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. D6490 Dated, Bangalore, 15th June 1933.

Ref 77-32-2 (13

From

The *Secretary to the Government of His Highness the Maharaja of Mysore*

Development Department.

To

The District Magistrate,
Kolar District.

Sir,

With reference to your letter No.J.L.C.1015/32-33 dated 13th April 1933 re: amendment to Section 17 of the Mysore Mines Regulation, 1906 in so far as notice to quit the Mining area is concerned, I am directed to state that Government agree with you in considering that the existing law requires no amendment at present.

I have the honour to be,
Sir,
Your most obedient servant,

Sd. S. Abdul Majid
Secretary to Government,
Development Department.

Memo No. Dated, Bangalore, 15-6-1933.

p.t.o.

SG.3.

Copy of the foregoing is forwarded with compliments to the Chief Inspector of Mines in Mysore, for information.

By Order,

2-Secretary to Government,
Development Department.